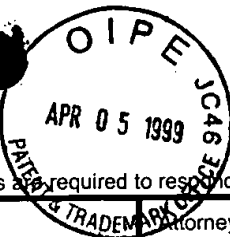


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PTO/SB/01 REV 1 (12/97)

Approved for use through 09/30/2000. omb 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

Declaration
Submitted OR
with Initial
Filing

Declaration
Submitted after
Initial Filing

| | | |
|----------------------|-----------------|-----------------------|
| Attorney Docket No. | VIDI1100 | (103286-991100 / JJO) |
| First Named Inventor | J. AINSWORTH | |
| COMPLETE IF KNOWN | | |
| Application Number | 09/240,048 | |
| Filing Date | 29 January 1999 | |
| Group Art Unit | 2761 | |
| Examiner Name | To be Assigned | |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

"Method of and Apparatus for Dynamically Generating A User Presentation Based on Database Stored Rules"
(Title of the Invention)

the specification of which

is attached hereto
OR

☒ was filed on 01/29/99 as United States Application Number or PCT International Application
Number 09/240,048 and was amended on (MM/DD/YYYY) n/a (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35 United States Code § 119 (a)-(d) or § 365(b) of any foreign applications for patent or inventors certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America listed below and have been identified below by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Numbers | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached Yes No |
|-----------------------------------|---------|----------------------------------|----------------------|-----------------------------------|
| | | | | |
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Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional applications listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto |
|-----------------------|--------------------------|--|
| | | |

ORIGINAL

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+

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DECLARATION - Utility or Design Patent Application Page 2 of 3

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|---------------------------------|--------------------------------------|
| | | | |

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number _____ Place Customer
OR
Number Bar Code
☒ Registered practitioner(s) name/registration number listed below Label here

| Name | Registration Number | Name | Registration Number |
|-------------------------|---------------------|---------------------|---------------------|
| FAWCETT, ROBROY R. | 35,133 | MEADOR, TERRANCE A. | 30,298 |
| HAYES, DARLENE W. | 33,899 | OSKOREP, JOHN J. | 41,234 |
| HULSEY III, WILLIAM N.I | 33,402 | RAYMER, GREGORY P. | 36,647 |
| JOHNSTON, ERVIN F. | 20,190 | REITER, STEPHEN E. | 31,192 |
| KIM, STANLEY H. | 40,047 | SPRINKLE, STEVEN R. | 40,825 |
| KLEINSMITH, DAVID F. | 40,050 | STEWART, RAMSEY R. | 38,322 |
| LEARN, JUNE M. | 31,238 | YOUNG, BARRY N. | 27,774 |
| LOHSE, TIMOTHY W., | 35,255 | ELLIS, TIMOTHY N. | 41,734 |
| | | SHEVLIN, MICHAEL R. | 38,724 |

Additional registered practitioner(s) named on supplemental Registered Practitioner information sheet PTO/SB/02C attached hereto

Direct all correspondence to: Customer Number _____ OR ☒ Correspondence address below
or Bar Code Label _____

| | | | | | |
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| Name | TERRANCE A. MEADOR | | | | |
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| City | San Diego | State | California | ZIP | 92101 |
| Country | USA | Telephone | (619) 699-2700 | Fax | (619) 236-1048 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statement were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon

| | | | | | | | |
|--|-----------|--|------------|------------------------|------------|-------------|---------------|
| Name of Sole or First Inventor: | | A petition has been filed for this unsigned inventor | | | | | |
| Given Name (first and middle (if any)) | | | | Family Name or Surname | | | |
| JOHN PATRICK | | | | AINSWORTH | | | |
| Inventor's Signature | | | | | | Date | 03/24/99 |
| Residence: City | SAN DIEGO | State | CALIFORNIA | County | SAN DIEGO | Citizenship | U.S.A. |
| Street Address | | 11388 IRONWOOD ROAD | | | | | |
| Post Office Address | | -SAME- | | | | | |
| City | SAN DIEGO | State | CALIFORNIA | ZIP | 92131-1917 | Country | UNITED STATES |

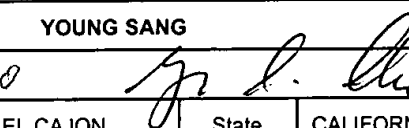
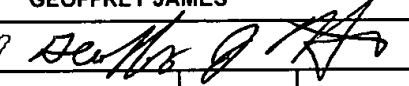
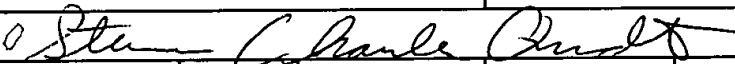
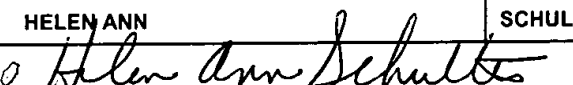
☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

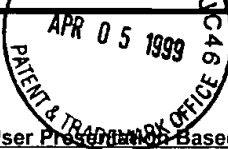
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| DECLARATION | ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>3</u> of <u>3</u> |
|--------------------|--|

| | | | | | | | |
|--|--|--|------------|------------------------|-----------|-------------|---------------|
| Name of Additional Joint Inventor, if any: | | _____ A petition has been filed for this unsigned inventor | | | | | |
| Given Name (first and middle (if any)) | | | | Family Name or Surname | | | |
| YOUNG SANG | | | | CHO | | | |
| Inventor's Signature |  | | | | | Date | 03/18/99 |
| Residence: City | EL CAJON | State | CALIFORNIA | County | SAN DIEGO | Citizenship | U.S.A. |
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| Post Office Address | -SAME- | | | | | | |
| City | EL CAJON | State | CALIFORNIA | ZIP | 92019 | Country | UNITED STATES |
| Name of Additional Joint Inventor, if any: | | _____ A petition has been filed for this unsigned inventor | | | | | |
| Given Name (first and middle (if any)) | | | | Family Name or Surname | | | |
| GEOFFREY JAMES | | | | HUETER | | | |
| Inventor's Signature |  | | | | | Date | 03/18/99 |
| Residence: City | EL CAJON | State | CALIFORNIA | County | SAN DIEGO | Citizenship | U.S.A. |
| Street Address | 1844 PENASCO ROAD | | | | | | |
| Post Office Address | -SAME- | | | | | | |
| City | EL CAJON | State | CALIFORNIA | ZIP | 92019 | Country | UNITED STATES |
| Name of Additional Joint Inventor, if any: | | _____ A petition has been filed for this unsigned inventor | | | | | |
| Given Name (first and middle (if any)) | | | | Family Name or Surname | | | |
| STEVEN CHARLES | | | | QUANDT | | | |
| Inventor's Signature |  | | | | | Date | 03/18/99 |
| Residence: City | ENCINITAS | State | CALIFORNIA | County | SAN DIEGO | Citizenship | U.S.A. |
| Street Address | 158 RODNEY AVENUE | | | | | | |
| Post Office Address | -SAME- | | | | | | |
| City | ENCINITAS | State | CALIFORNIA | ZIP | 92024 | Country | United States |
| Name of Additional Joint Inventor, if any: | | _____ A petition has been filed for this unsigned inventor | | | | | |
| Given Name (first and middle (if any)) | | | | Family Name or Surname | | | |
| HELEN ANN | | | | SCHULTES | | | |
| Inventor's Signature |  | | | | | Date | 3/18/99 |
| Residence: City | SAN DIEGO | State | CALIFORNIA | County | SAN DIEGO | Citizenship | U.S.A. |
| Street Address | 4498 EXBURY COURT | | | | | | |
| Post Office Address | -SAME- | | | | | | |
| City | SAN DIEGO | State | CALIFORNIA | ZIP | 92130 | Country | UNITED STATES |

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c)) - SMALL BUSINESS CONCERN**Docket Number **VIDI 1100**
(103286-991100)Applicant or Patentee: J. AINSWORTHApplication or Patent No.: 09/240,048Filed or Issued: 29 January 1999Title: "Method of and Apparatus for Dynamically Generating A User Presentation Based on Database Stored Rules"

I hereby declare that I am

 the owner of the small business concern identified below:☒ an official of the small business concern empowered to act on behalf of the concern identified below:NAME OF SMALL BUSINESS CONCERN VidiMedix CorporationADDRESS OF SMALL BUSINESS CONCERN 1250 Capital of Texas Highway South, Building 2, Suite 540
Austin, Texas 78746

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that the rights under the contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

 the specification filed herewith with title as listed above.☒ the application identified above. the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statement averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

☒ No such person, concern or organization exists. Each such person, concern or organization is listed below:

FULL NAME: _____

ADDRESS: _____

☐ INDIVIDUAL☐ SMALL BUS. CONCERN☐ NONPROFIT ORGANIZATION

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Philip W. Faris, Jr.TITLE OF PERSON IF OTHER THAN OWNER President and CEOADDRESS OF PERSON SIGNING 1250 Capital of Texas Highway South, Building 2, Suite 540, Austin, Texas 78746SIGNATURE Philip W. Faris, Jr.DATE 3/23/99

ORIGINAL